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8 **UNITED STATES DISTRICT COURT**
9 **NORTHERN DISTRICT OF CALIFORNIA**

10
11 TIBCO SOFTWARE INC., a Delaware
corporation,

12 Plaintiff,

13 vs.

14 TIBCO INDUSTRIAL, INC., a corporation
15 of unknown origin,

16 Defendant.

17 CASE NO. C 05-02084 SC

18 **NOTICE OF VOLUNTARY DISMISSAL**

19 **ORDER**

20
21 **NOTICE IS HEREBY GIVEN** that pursuant to F.R.C.P. 41(a)(1), plaintiff voluntarily
dis dismisses the above-captioned action without prejudice.

22 DATED: January 19, 2006

23 BUCHALTER NEMER
A Professional Corporation

24 By: _____

/S/

25 RICHARD C. DARWIN
Attorneys for Plaintiff

26 BN 762883v1

